

New York

Newark

Zatuchni & Associates, LLC  
2 Research Way  
3<sup>rd</sup> Floor East  
Princeton, New Jersey 08540  
Tel 609 243-0300  
Fax 609 243-0333  
www.zatuchniassociates.com

Writer's Email  
davidz@zatuchniassociates.com

OCT 15 2007

October 15, 2007

Hon. John G. Koeltl, USDCJ  
Southern District Court of New York  
Daniel Patrick Moynihan  
United States Courthouse  
500 Pearl Street, Room 1030  
New York, NY 10007  
Via Facsimile - (212) 805-7912

APPLICATION GRANTED  
SO ORDERED

10/15/07  
  
John G. Koeltl, U.S.D.J.

Re: Ragone v. Atlantic Video, Inc., et al  
Civil Action No. 07-CV-6084

Dear Judge Koeltl

This office represents Plaintiff Rita Ragone in the above matter.

On Friday, October 12, 2007, we became aware that Defendant Atlantic Video, Inc. filed a Motion to Dismiss and To Compel Arbitration. We did not become aware of Atlantic Video's filing until Friday due to problems (unknown until then) with our registration under the ECF filing system, and therefore we did not receive the ECF filing messages.

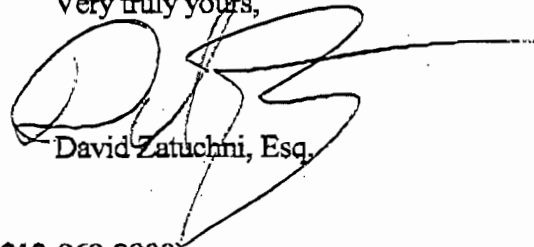
I became aware of Atlantic Video's motion only when I received a call from counsel for co-defendant ESPN requesting to join in Atlantic Video motion. (Your Honor has granted that request).

In any event, I have conferred with counsel for both Defendants Atlantic Video and ESPN and they have consented that Plaintiff's Opposition papers to their respective motions be due on October 29, 2007. Accordingly, I respectfully request that October 29, 2007 be entered by the court as the filing deadline date for Ms. Ragone's Opposition papers.

Hon. John G. Koeltl, USDCJ  
October 15, 2007  
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Thank your for your attention to this matter.

Very truly yours,

A handwritten signature in black ink, appearing to be "DZ", with a long horizontal line extending to the right.

David Zatuchni, Esq.

Cc: Kathleen M. McKenna, Esq. (via facsimile 212-969-2900)  
Alan S. Block, Esq. (via facsimile 202-712-7100)